

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA**§ 45.1-361.26****VIRGINIA:****BEFORE THE GAS AND OIL BOARD****APPLICANTS:**

CNX Gas Company on behalf of Harrison-Wyatt LLC and Morgan Living Trust et al including: Morgan Living Trust and Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth F Kahn; Harrison- Wyatt LLC and W.W. Baldwin Heirs including Christopher E. Wright, Nicholas P Patella, Ronald C. Allen, and Melissa L. Kneep.

DOCKET NO.**91-0618-0133-01****RELIEF SOUGHT:**

Issuance: A Supplemental Order for Disbursement of Escrowed Funds

Action: Amending Prior Orders Affecting Drilling Unit U-10, TractS 4 and 5 (Referenced herein as "the Subject Drilling Unit")

Location: Buchanan County, Virginia

Action Details:

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit U-10 by Tract Subaccounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Interests relative to those funds deposited by the Unit Operator into Subject Drilling Unit's Escrow Subaccount for VGOB Tract(s) identified in Table 1.

REPORT OF THE BOARD**FINDINGS AND ORDER**

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on January 25, 2011, at the Southwest Virginia Higher Education Center on the campus of Virginia Highlands Community College, Abingdon, VA.
2. **Appearances:** Mark A. Swartz of Swartz Law Offices appeared for the Applicant; and Sharon M.B. Pigeon, Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract subaccounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract subaccounts. The Board finds that: (1) while it does not have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it does not have jurisdiction to interpret agreements by and between the Gas owners/claimants and/or the Unit

Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, the Board does have jurisdiction and authority to disburse funds from the Escrow Account provided the Board has been provided with a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting claimants or an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein or a decision from a court appointed Arbitrator.

4. **Prior Proceedings:**

- 4.1 (a) On June 18, 1991, the Board executed its order pooling interests in the Subject Drilling Unit for the production of occluded natural gas produced from coalbeds and rock strata associated therewith (herein "Gas") in accordance with the provisions of Va. Code SS 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on July 19, 1991, in Deed Book 377, Pages 415 to 431 Instrument Number 1922. The Supplemental Order was executed and recorded in with the Clerk of the Court, Buchanan County on August 31, 1993 in Deed Book 413, Pages 207 to 212 Instrument Number 2274.
- 4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code S 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Orders (herein "Escrow Account"). According to the Pooling Orders and testimony, Harrison-Wyatt LLC and Morgan Living Trust, et al including Morgan Living Trust, and Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth F. Kahn; Harrison-Wyatt LLC and W.W. Baldwin Heirs including Christopher E Wright, Nicholas P. Patella, Ronald C. Allen, and Melissa L. Kneep, gas owners in the Subject Drilling Unit have entered into royalty split agreement(s) for 0.0055 acres in Tract 4 and 1.160 acres in Tract 5 became subject to the escrow requirements of the Pooling Order.
- 4.3 The Unit Operator's Miscellaneous Petition regarding Tracts 4 and 5, a copy of which is attached to and made a part hereof, states under oath that Harrison-Wyatt LLC and Morgan Living Trust, et al including Morgan Living Trust, and Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth F. Kahn; Harrison-Wyatt LLC and W.W. Baldwin Heirs including Christopher E Wright, Nicholas P. Patella, Ronald C. Allen, and Melissa L. Kneep, as conflicting parties have entered into royalty split agreement(s) and should be disbursed in Tracts 4 and 5, and escrow regarding this individual claim detailed herein, is no longer required and monthly royalty payments are to be made direct to the parties.
- 4.4 The Unit Operator gave notice to Harrison-Wyatt LLC and Morgan Living Trust, et al including Morgan Living Trust, and Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth F. Kahn; Harrison-Wyatt LLC and W.W. Baldwin Heirs including Christopher E Wright, Nicholas P. Patella, Ronald C. Allen, and Melissa L. Kneep, regarding its hearing on January 25, 2011, and consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to Tracts 4 and 5, as identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tracts 4 and 5, the interests of Applicant identified in the miscellaneous petition in the Escrow Account, and (3) **CLOSE the escrow account** under this docket number because there are no other parties other than those seeking disbursement under this order subject to continued payments in the escrow.
- 4.5 The Unit Operator filed the attached accounting (Exhibit A) for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

5. **Findings:**

5.1. Va. Code 45.1-361.22.5 provides:

The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of (i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein. The amount to be paid to the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.

5.2 Applicant has certified and represented to the Board that:

- (1) Harrison-Wyatt LLC and Morgan Living Trust, et al including Morgan Living Trust, and Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth F. Kahn; Harrison-Wyatt LLC and W.W. Baldwin Heirs including Christopher E Wright, Nicholas P. Patella, Ronald C. Allen, and Melissa L. Kneep, are the owners of the gas and oil acreage estate underlying acreage and percentages of certain coal seams in 0.0055 acres in VGOB Tract 4 and 1.160 acres in VGOB Tract 5 of the Subject Drilling Unit; U-12.
- (2) Net interests attributable and to be disbursed to Applicants are shown in Table 1,

VGOB Approved Disbursement
VGOB-91-0430-0107-01
U-12

As Given

Acreage
Fraction

Acreage
Interest

Split
Agreement

Acres

% of
Escrowed
to be Paid

Table 1

		Tracts 2 and 4					
Item	Tract	Disbursement Table					
						1.16550	
	4	Harrison-Wyatt LLC - Coal	0.22000				
1	4	Harrison Wyatt LLC		0.0055	50.0%	0.00275	0.23595%
2	4	Morgan Living Trust, et al					
		Morgan Living Trust and Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth Kahn					
		Cordelia J. Feather	1/80	0.0028	50.0%	0.00138	0.11798%
		Mary Elizabeth F. Kahn	1/80	0.0028	50.0%	0.00138	0.11798%
	5	Harrison-Wyatt LLC - Coal	1.16000				
3	5	Harrison Wyatt LLC		0.1498	50.0%	0.07492	6.42786%
4	5	W.W. Baldwin Heirs					
		Christopher E. Wright	1/240	0.0048	50.0%	0.00242	0.20735%
		Nicholas P. Patella	1/24	0.0483	50.0%	0.02417	2.07350%
		Ronald C. Allen	1/24	0.0483	50.0%	0.02417	2.07350%
		Melissa L. Kneep	1/24	0.0483	50.0%	0.02417	2.07350%

6. **Relief Granted:**

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to, within 10 days of receipt of this executed order to disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to the conflicting coalbed methane gas ownership interests of those applicants indicated in Table 1 be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

7. **Conclusion:**

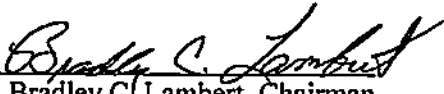
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and **IT IS SO ORDERED.**

8. **Appeals:**

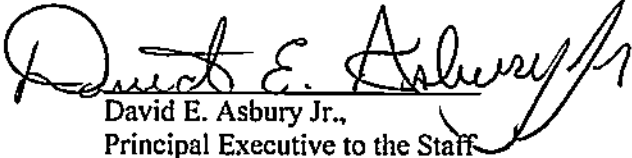
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

9. **Effective Date:** This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 24 day of March, 2011, by a majority of the Virginia Gas and Oil Board.

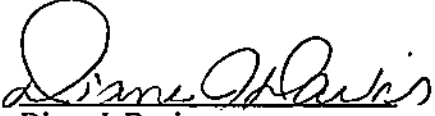

Bradley C. Lambert, Chairman

DONE AND PERFORMED this 24 day of March, 2011, by an Order of this Board.


David E. Asbury Jr.,
Principal Executive to the Staff
Virginia Gas and Oil Board

**COMMONWEALTH OF VIRGINIA)
COUNTY OF RUSSELL**

Acknowledged on this 24th day of March, 2011, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and David E. Asbury Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Diane J. Davis
Notary Public #174394

My commission expires: 09/_30_/2013__



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO: VGOB 91-0618-0133-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) 4 & 5
(Royalties currently being paid under
VP8SGU3, VGOB 06-0321-1598)

HEARING DATE: January 25, 2011

DRILLING UNIT: U-10

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. Petitioner and its counsel: Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd., Bluefield, West Virginia 24701, 304/323-6500. Petitioner's counsel is Mark A. Swartz, **SWARTZ LAW OFFICES, PLLC**, 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808.

2. Relief sought: (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to Tract(s) 4 & 5 as depicted upon the annexed Exhibit A-1. (Royalties currently being paid under VP8SGU3, VGOB 06-0321-1598)

3. Legal Authority: Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of well(s): Coalbed methane.

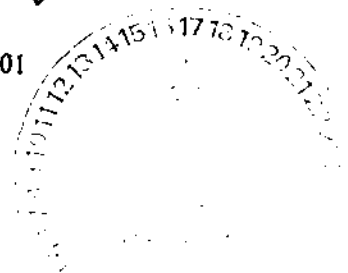
5. Factual basis for relief requested: Harrison-Wyatt LLC and Morgan Living Trust, et al including Morgan Living Trust & Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth F. Kahn; Harrison-Wyatt LLC and W.W. Baldwin Heirs including Christopher E. Wright, Nicholas P. Patella, Ronald C. Allen, and Melissa L. Knepp; have entered into a royalty split agreement. The Annexed Exhibit A-1 specifies how said royalties are to be divided and paid.

6. Attestation: The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

CNX GAS COMPANY LLC
BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By: 

Anita D. Duty
Pooling Supervisor
CNX Gas Company LLC
2481 John Nash Blvd.
Bluefield, West Virginia 24701



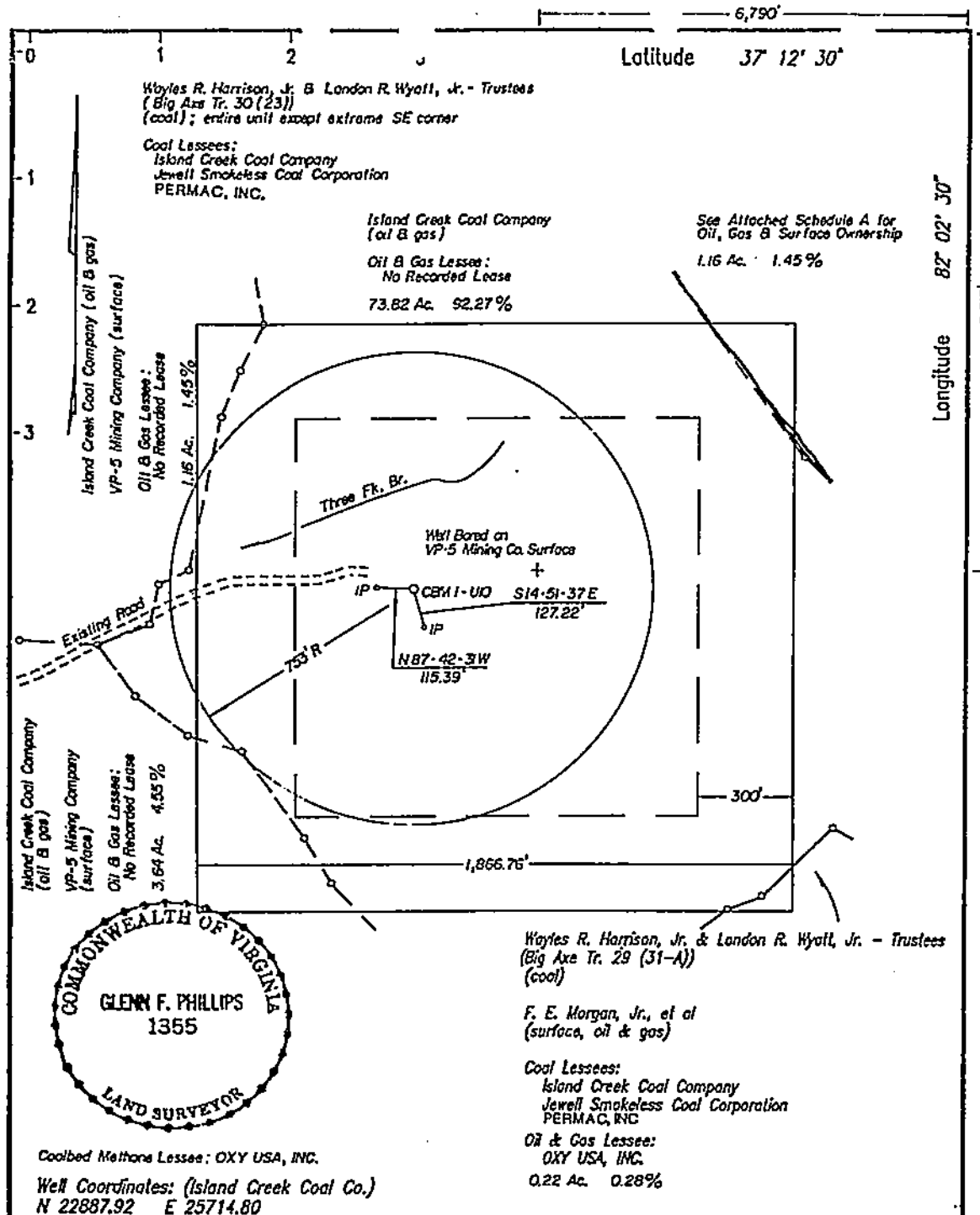


Exhibit "A", Page 1
VGOB-0618-133

COMPANY OXY USA, INC.

ADDRESS Drawer Q, Richlands, Virginia 24641

WELL NAME CBM 1 - U10

FARM W.R. Harrison & L.R. Wyatt Tr. TRACT B.A. 30(23)

LEASE NO. ELEVATION 1791.55

ACRES 171.25 QUADRANGLE Vansant

COUNTY Buchanan DISTRICT Grundy

REG. ENGINEER REG. NO.

CERT. LAND SURVEYOR X CERT. NO. 1355

FILE NO. DRAWING NO.

DATE December 11, 1990 SCALE 1" = 400'

This plat is X new updated
This plat X is is not based on a mine
coordinate system established for the areas
of the well locations.

FORM DCO-GO-5

WELL LOCATION MAP

Well No. CBM 1 - U10

+ Denotes Location of Well on United States
Topographic Maps, Scale 1 to 24,000, Latitude
and Longitude Lines Being Represented by
Border Lines as Shown.

CERTIFICATION OF WELL PLAT

I, the undersigned hereby certify that this
plat is correct to the best of my knowledge
and belief, and shows all the information
required by law and the regulations of the
VA Well Review Board.

Glenn F. Phillips
Registered Engineer or Certified
Land Surveyor in Charge

Exhibit E
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants that Require Escrow

	Net Acres In Unit	Interest In Unit	Division of Interest In 1 Dev. West 25.44300%	2 Dev. West 2.79700%
<u>TRACT #5 - 1.16 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) Harrison-Wyatt, L.L.C. (Tr.30) P.O. Box 11000 Danville, VA 24543	1.16 acres	1.4500%	0.368924%	0.040557%
<u>OIL & GAS OWNERSHIP</u>				
W.W. Baldwin Heirs, Devisees, Successors or Assigns, et al. (100 Acre Tract)	1.16 acres	1.4500%	0.36892%	0.04056%
(1) Sara Ida Baldwin Looney Heirs, Devisees, Successors or Assigns				
(a) Grace Looney Lutes Heirs, Devisees, Successors or Assigns				
(a.1) David William Lutes 870 Walnut Dr. Tuscaloosa, AL 35405	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%
(a.2) Betty Lutes Spencer 8639 Inverness Lane Tuscaloosa, AL 35405	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%
(b) William Robert Looney Heirs, Devisees, Successors or Assigns				
(b.1) Jimmy Looney Heirs, Devisees, Successors or Assigns				
(b.1.1) James E. Looney, Jr. 1850 Cotton Court Montgomery, AL 36110	0.004 acres 1/320 of 1.16 acres	0.0045%	0.00115%	0.00013%
(b.1.2) Paul Brian Looney 3010 Brewton St. Montgomery, AL 36109	0.004 acres 1/320 of 1.16 acres	0.0045%	0.00115%	0.00013%
(b.2) Rebecca Looney Sloane 505 Birch St. Montgomery, AL 36117	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%
(b.3) William Robert Looney, Jr. Heirs, Devisees, Successors or Assigns				
(b.3.1) Virginia H. Looney, wife 610 Boxwood Rd. Prattville, AL 36067	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%
(b.4) Brenda L. Young 3208 Little John Dr. Montgomery, AL 36109-3544	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%
(c) Bascom Looney Heirs, Devisees, Successors or Assigns				

Exhibit E
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants that Require Escrow

			Division of Interest in	
			1 Dev. West	2 Dev. West
			25.44300%	2.79700%
	Net Acres in Unit	Interest in Unit		
(c.1) Phyllis Vance Heirs, Devisees, Successors or Assigns				
(c.1.1) Patricia L. Hageman Apt. 12 B-605 Furniss Av Selma, AL 36701	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%
(d) Fullen Sherman Looney Heirs, Devisees, Successors or Assigns				
(d.1) Onie Dell Etheridge Looney (wife) Heirs, Devisees, Successors or Assigns				
(d.1.1) Sherman Looney Heirs, <i>1 (interest left to his two brothers, Scotty Looney & William Samuel Looney)</i> Successors or Assigns				
(d.1.2) Scotty Looney 1283 Eagle Park Rd. Birmingham, AL 35242	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%
(d.1.3) William Samuel Looney 215 Norwick Forest Dr. Alabaster, AL 35007	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%
(e) Harvey Hooker Looney Heirs, Devisees, Successors or Assigns				
(e.1) Terry Looney Heirs, Devisees, Successors or Assigns				
(e.1.1) Tommy Looney Heirs, Devisees, Successors or Assigns				
(e.1.1.1) Karen Looney Gur 108 Blythe Lane Prattville, AL 36066	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%
(2) William "Otis" M. Baldwin Heirs, Devisees, Successors or Assigns				
(a) Gertrude Baldwin Wright (wife) Heirs, Devisees, Successors or Assigns				
(a.1) William Otis Baldwin, Jr. Heirs, Devisees, Successors or Assigns				
(a.1.1) Lenore Baldwin (Jr.'s wife) Heirs, Devisees, Successors or Assigns				
(a.1.1.1) Susan B. Grahon 1229 Thompson Bluefield, WV 24701	0.024 acres 1/48 of 1.16 acres	0.0302%	0.00769%	0.00084%
(a.1.1.2) Cynthia B. Reusc 3310 Maywood C Ona, WV 25545	0.024 acres 1/48 of 1.16 acres	0.0302%	0.00769%	0.00084%

Exhibit E
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants that Require Escrow

			Division of Interest in	
			1 Dev. West	2 Dev. West
			25.44300%	2.79700%
	Net Acres in Unit	Interest in Unit		
(a.2) Mary E. Shoemaker 175 Camellia Lane Pell City, AL 35128	0.048 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%
(a.3) Ruth B. Mihall Heirs, Devisees, Successors or Assigns				
(a.3.1) Ruth B. Mihall Trust 1607 Cody Drive Silver Spring, MD 20902	0.048 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%
<i>(Documentation Pending)</i>				
(3) J.W.W. Baldwin Heirs, Devisees, Successors or Assigns				
(a) John Baldwin (deceased)	<i>John Baldwin's Interest purchased by Donald Stass Baldwin</i>			
(b) Donald Stass Baldwin P.O. Box 97 Vansant, VA 24656	0.020 acres 41/2400 of 1.16 acres	0.0248%	0.00630%	0.00069%
(c) Paul Edwin Baldwin PO Box 97 Vansant, VA 24656	0.010 acres 7/800 of 1.16 acres	0.0127%	0.00323%	0.00035%
(d) Harold W. Baldwin 10338 Ivy Ridge Rd. Bent Mountain, VA 24059	0.010 acres 7/800 of 1.16 acres	0.0127%	0.00323%	0.00035%
(e) Donald (Doug) MacArthur Baldwin PO Box 1912 Grundy, VA 24614	0.010 acres 7/800 of 1.16 acres	0.0127%	0.00323%	0.00035%
(f) Virginia Pauline Baldwin-Fleming 13224 Fountain Street Rd. Sherwood, OH 43556	0.010 acres 7/800 of 1.16 acres	0.0127%	0.00323%	0.00035%
(g) Effie Sue Baldwin Harding PO Box 3883 Wise, VA 24293	0.010 acres 7/800 of 1.16 acres	0.0127%	0.00323%	0.00035%
(h) Harman Hasenger Baldwin Heirs, Devisees, Successors or Assigns				
(h.1) Lucy Baldwin (wife) 31 W. Lamington Rd. Hampton, VA 23669	0.011 acres 11/1200 of 1.16 acres	0.0133%	0.00338%	0.00037%
(i) William J. Baldwin 5210 14th St. W. Lot 57 Bradenton, FL 34207	0.011 acres 11/1200 of 1.16 acres	0.0133%	0.00338%	0.00037%
(j) Carson D. Baldwin				
(j.1) Carson D. Baldwin, Jr. 2514 57th Street Sarasota, FL 34236	0.003 acres 11/4800 of 1.16 acres	0.0033%	0.00085%	0.00009%

Exhibit E
Unit U-1Q
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants that Require Escrow

			Division of Interest in	
			1 Dev. West	2 Dev. West
			25.44300%	2.79700%
	Net Acres in Unit	Interest in Unit		
(j.2) Joanne Baldwin Wilson 1000 13th Street North Wytheville, VA 24382	0.003 acres 11/4800 of 1.16 acres	0.0033%	0.00085%	0.00009%
(j.3) William Douglas Baldwin 3325 Bradenton Road Sarasota, FL 34234	0.003 acres 11/4800 of 1.16 acres	0.0033%	0.00085%	0.00009%
(j.4) Larry Allen Baldwin 869 South Orange Avenue #202 Sarasota, FL 34236	0.003 acres 11/4800 of 1.16 acres	0.0033%	0.00085%	0.00009%
(k) Curtis E. Baldwin Heirs, Devisees, Successors or Assigns (Deceased - no issue)				
(l) Gladys B. Smith Heirs, Devisees, Successors or Assigns				
(l.1) Geraldine Smith Mosier 791 E. Northfield Blvd. Murfreeboro, TN 37130	0.011 acres 11/1200 of 1.16 acres	0.0133%	0.00338%	0.00037%
(m) Flora M. Smith 118 Avondale Dr. Smyrna, TN 37167	0.011 acres 11/1200 of 1.16 acres	0.0133%	0.00338%	0.00037%
(n) Trula B. Ryan 7608 Sunny Bank Dr. Richmond, VA 23229	0.011 acres 11/1200 of 1.16 acres	0.0133%	0.00338%	0.00037%
(o) Amelia A. Shoup 14441 Marsh Pike Hagerstown, MD 21742	0.011 acres 11/1200 of 1.16 acres	0.0133%	0.00338%	0.00037%
(4) Alta Baldwin Hahlbeck Heirs, Devisees, Successors or Assigns				
(a) Virginia Hahlbeck Inness 610 224th Rd. Milford, NE 68405	0.145 acres 1/8 of 1.16 acres	0.1813%	0.04612%	0.00507%
(5) Hobert McKinley Baldwin Heirs, Devisees, Successors or Assigns				
(a) Hobert M. Baldwin, Jr. Heirs, Devisees, Successors or Assigns				
(a.1) Karen Baldwin 193-9851 Meadowglen Lane Houston, TX 77042	0.010 acres 1/120 of 1.16 acres	0.0121%	0.00307%	0.00034%
(a.1.1) Hobert M. Baldwin, III Heirs, Devisees, Successors or Assigns				
(a.1.1.1) Damon Sun Bal 2312 So. Brink # Sarasota, FL 34239	0.003 acres 1/420 of 1.16 acres	0.0035%	0.00088%	0.00010%

10

**Exhibit E
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants that Require Escrow**

			Division of Interest in	
			1 Dev. West	2 Dev. West
			25.44300%	2.79700%
	Net Acres In Unit	Interest In Unit		
(a.1.2) Michela Baldwin PO Box 1912 Stonington, ME 04681	0.003 acres 1/420 of 1.16 acres	0.0035%	0.00088%	0.00010%
(a.1.3) Sarah Ann Baldwin Rt. 1, 1870 Rum Island F High Springs, FL 32655-1870	0.003 acres 1/420 of 1.16 acres	0.0035%	0.00088%	0.00010%
(a.1.4) Joseph S. Baldwin PO Box 443 Anna Marie, FL 34216	0.003 acres 1/420 of 1.16 acres	0.0035%	0.00088%	0.00010%
(a.1.5) David Carr Baldwin 1859 Manitoba Court Middleburg, FL 32068	0.003 acres 1/420 of 1.16 acres	0.0035%	0.00088%	0.00010%
(a.1.6) Jeremiah James Baldwin <i>(Deceased - no heirs - distribute interest to siblings)</i>				
(a.1.7) Elizabeth Josephine Bald 8209 62nd St., Court Eas Sarasota, FL 34243	0.003 acres 1/420 of 1.16 acres	0.0035%	0.00088%	0.00010%
(a.1.8) James Michael Baldwin 13104 Woodward Drive Hudson, FL 34667	0.003 acres 1/420 of 1.16 acres	0.0035%	0.00088%	0.00010%
(b) Sarah Ann Baldwin Carsky 5613 Sheffield Green Circle Sarasota, FL 34243	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%
(c) Edward O. Baldwin Heirs, Devisees, Successors or Assigns				
(c.1) Helen Ann Baldwin 72 Tall Trees Ct. Sarasota, FL 34232-1965	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%
(d) William J. Baldwin 3400 Lebanon Pike Murfreesboro, TN 37129	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%
(e) Margaret O. Baldwin Wright Heirs, Devisees, Successors or Assigns				
(e.2) Virginia (Ginger) Margaret Wrigt 2037 Union Place Columbla, TN 38401	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
(e.3) Leonard A. Wright 909 Joel Creek Blvd. Franklin, TN 37064	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
(e.4) Douglas L. Wright, Jr. Summer Terrace Apt. B-4, Old I Summertown, TN 38483	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
(e.5) Theresa Wright Brown 120 W. Oak Hills Dr. Florence, AL 35630	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%

Exhibit E
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants that Require Escrow

			Division of Interest in	
			1 Dev. West	2 Dev. West
			25.44300%	2.79700%
	Net Acres in Unit	Interest in Unit		
(e.6) Darren Miller Wright 1609 Highland Ave. Columbia, TN 38401	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
(6) Effie Baldwin Hagy Heirs, Devisees, Successors or Assigns				
(a) Dorothy Riggs Atkins Heirs, Devisees, Successors or Assigns				
(a.1) Jane Mundie 8260 Burr Dr. Mechanicsville, VA 23111-1416	0.073 acres 1/16 of 1.16 acres	0.0906%	0.02306%	0.00253%
(b) Edith Ratliff Heirs, Devisees, Successors or Assigns				
(b.1) Dorothy May Stacy 4509 Green Castle Rd. Louisville, TN 37777	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%
(b.2) Elizabeth June Pierce PO Box 345 Amelia, VA 23002	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%
(b.3) Shirley Ruth Day 2304 W. Park Dr. Paduch, KY 42001	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%
(b.4) Sue R. McClanahan 22836 Osprey Ridge Rd. Bristol, VA 24202	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%
(7) Susie Baldwin Looney Heirs, Devisees, Successors or Assigns				
(a) Clair Looney Shooter Heirs, Devisees, Successors or Assigns				
(a.1) Eugene (Gene) Anthony Shoote 3109 High Meadows Dr. Abilene, TX 79605-6714	0.145 acres 1/8 of 1.16 acres	0.1813%	0.04612%	0.00507%

Exhibit EE
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres In Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
<u>TRACT #1 - 73.82 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. (Tr.30) P.O. Box 11000 Danville, VA 24543	73.82 acres	92.2750%	23.47753%	2.58093%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) CNX Gas Company LLC 2481 John Nash Blvd Bluefield, WV 24701 <i>Previously Island Creek Coal Company</i>	73.82 acres	92.2750%	23.47753%	2.58093%	n/a
<u>TRACT #2 - 1.16 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. (Tr.30) P.O. Box 11000 Danville, VA 24543	1.16 acres	1.4500%	0.36892%	0.04056%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) CNX Gas Company LLC 2481 John Nash Blvd Bluefield, WV 24701 <i>Previously Island Creek Coal Company</i>	1.16 acres	1.4500%	0.36892%	0.04056%	n/a
<u>TRACT #3 - 3.64 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. (Tr.30) P.O. Box 11000 Danville, VA 24543	3.64 acres	4.5500%	1.15766%	0.12726%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) CNX Gas Company LLC 2481 John Nash Blvd Bluefield, WV 24701 <i>Previously Island Creek Coal Company</i>	3.64 acres	4.5500%	1.15766%	0.12726%	n/a
<u>TRACT #4 - 0.22 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. (Tr.29) P.O. Box 11000 Danville, VA 24543	0.22 acres	0.2750%	0.06997%	0.00769%	0.2360%
<u>OIL & GAS OWNERSHIP</u>					
(1) Morgan Living Trust, et al. (N. Morgan, et al.) (ICCC Tr. 215 - 450.00 Acre Tract)	0.22 acres	0.2750%	0.06997%	0.00769%	

Exhibit EE
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
Heirship as it appears today, The original heirship deeded their interest to the two trusts below on February 18, 2009					
(a) Morgan Living Trust Ethel V. Morgan 1093 Poe Town St. Grundy, VA 24614-9613	0.1833 acres 5/6 of 0.22 acres	0.2292%	0.05831%	0.00641%	
(b) Naaman J. Morgan Trust Carl Puckett, Trustee 513 State Street Bristol, VA 24203-0129	0.0367 acres 1/6 of 0.22 acres	0.0458%	0.01166%	0.00128%	
Orgininal Heirship when pooled					
(a) Norman & Ethel V. Morgan P.O. Box 784 Grundy, VA 24614	0.1613 acres 22/30 of 0.22 acres	0.2017%	0.05131%	0.00564%	n/a
(b) Frank E. Morgan, Jr., Heirs, Devisees, Successors or Assigns					
(b.1) Norman & Ethel V. Morgan P.O. Box 784 Grundy, VA 24614					
(c) Naaman J. Morgan Trust Carl Puckett, Trustee 513 State Street Bristol, VA 24203	0.0202 acres 11/120 of 0.22 acres	0.0252%	0.00641%	0.00071%	n/a
(d) Claude S. Arms, Jr. P.O. Box 812 Grundy, VA 24614	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a
(e) James C. Cooper, Jr. Heirs, Successors or Assigns					
(e.1) Hettie F. Cooper, widow 9583 Woodfield Circle North Pickerington, OH 43147					
(f) Hazel M. Wyatt P.O. Box 632 Grundy, VA 24614	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a
(g) Glee M. McClanahan, Heirs, Devisees, Successors or Assigns					
(g.1) Nancy McClanahan & Danny Shortridge P.O. Box 188 Mooresburg, TN 37811					
(h) Faye M. Harrison 104 Katie Lane Statesville, NC 28677	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a
(i) Lettie M. Cox P.O.Box 638 Grundy, VA 24614	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a

The following two individuals were the remaining two from the heirship that have not received a payout. Since the Heirship has changed to Morgan Living Trust and Naaman J. Morgan Trust, money should be disbursed to the Morgan Living Trust and Naaman J. Morgan Trust for the benefit of Cordella J. Feather and Mary Elizabeth F. Kahn

Exhibit EE
Unit U-10
VGOB-91-0618-0133-02
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres In Unit	Interest In Unit	Division of Interest In		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
(j) Hugh M. Feather Heirs, Devisees, Successors or Assigns					
(j.1) Cordelia J. Feather 1817 Fortney Drive W Huntsville, AL 25816	0.0028 acres 1/80 of 0.22 acres	0.0034%	0.00087%	0.00010%	0.1180%
(j.2) Mary Elizabeth F. Kahn 2241 Colston Street Petersburg, VA 23805	0.0028 acres 1/80 of 0.22 acres	0.0034%	0.00087%	0.00010%	0.1180%

TRACT #5 - 1.16 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, L.L.C. (Tr.30) P.O. Box 11000 Danville, VA 24543	1.16 acres	1.4500%	0.36892%	0.04056%	6.4279%
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OIL & GAS OWNERSHIP

W.W. Baldwin Heirs, Devisees, Successors or Assigns, et al. (100 Acre Tract)	1.16 acres	1.4500%	0.36892%	0.04056%	
(5) Hobert McKinley Baldwin Heirs, Devisees, Successors or Assigns					
(e) Margaret O. Baldwin Wright Heirs, Devisees, Successors or Assigns					
(e.1) Christopher E. Wright 86 Atlantic Dr. Key Largo, FL 33037	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%	0.2074%
(8) Flora Baldwin Beavers Huber Heirs, Devisees, Successors or Assigns					
(a) Lynn Patella Heirs, Devisees, Successors or Assigns					
(a.1) Nicholas P. Patella 2217 Lime Oak Court Sarasota, FL 34232-6813	0.048 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%	2.0735%
(a.2) Ronald C. Allen 236 W. Cornelius Circle Sarasota, FL 34232	0.048 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%	2.0735%
(a.3) Melissa L. Knepp 347 Mellow Way Greer, SC 29651	0.048 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%	2.0735%

Exhibit A-1
Tract-by-Tract Escrow Calculation
Account Balances as of 10/31/10
Unit U10
VGOB 91-0618-0133-02
Acres Escrowed: 1.165500

Owners	Tract #	Acres	Owner Acres	Interest	Owners' Percent of Escrow (50%)	Amount Due Owners \$4,564.17
Harrison-Wyatt LLC - Coal	4	0.00550			0.2360%	\$10.77
Morgan Living Trust, et al - O&G		0.22				
Morgan Living Trust and Naaman J. Morgan Trust for the benefit of Cordelia J. Feather and Mary Elizabeth Kahn						
Cordelia J. Feather			0.0028	1/80	0.1180%	\$5.38
Mary Elizabeth F. Kahn			0.0028	1/80	0.1180%	\$5.38
Harrison-Wyatt LLC - Coal	5	1.100			6.4279%	\$293.38
W.W. Baldwin Heirs - O&G		1.16				
Christopher E. Wright			0.005	1/240	0.2074%	\$9.46
Nicholas P. Patella			0.048	1/24	2.0735%	\$94.64
Ronald C. Allen			0.048	1/24	2.0735%	\$94.64
Melissa L. Knepp			0.048	1/24	2.0735%	\$94.64

INSTRUMENT #110000748
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
MARCH 30, 2011 AT 11:00AM

BEVERLY S. TILLER, CLERK
RECORDED BY: DA